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Attorneys for Plaintiff and Real Party in Interest

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

INTERNATIONAL CHURCH) Case No.: CO7-03605-PJH-JCS
FOURSQUARE GOSPEL,)
Plaintiff,)
v.)
CITY OF SAN LEANDRO,)
Defendants.)
FAITH FELLOWSHIP FOURSQUARE) Date: September 3, 2008
CHURCH,) Time: 9:00 a.m.
Real Party in Interest.) Courtroom: 3
) Hon.: Phyllis J. Hamilton

1 I, Dave Mortara, do hereby declare as follows:

2 1. That if called upon, I could and would testify truthfully, as to my own
3 personal knowledge, as follows:

4 2. I am the administrator for Faith Fellowship Church.

5 3. I have reviewed the item marked Exhibit 11. The exhibit comprises
6 two documents for two loans on the property known as 14600 and 14850 Catalina
7 Street, in San Leandro, CA. The Catalina property is the property that Faith
8 Fellowship desires to use for religious assembly and is the subject of this lawsuit.

9 4. The first loan has a principal balance of \$3,932,172.45, with monthly
10 payments in the amount of \$25,430.98. The second loan has a principal balance of
11 \$1,295,318.57, with monthly payments in the amount of \$8,378.90. In sum, the
12 total monthly mortgage payment for the Catalina property is \$33,809.88.

13 I declare, under penalty of perjury under the laws of the State of California
14 and the United States of America, that the foregoing is true and correct and is of my
15 own personal knowledge, and indicate such below by my signature executed on this
16 25th day of July, 2008, in the County of Alameda, City of San Leandro.

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24 /s/
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Dave Mortara, Declarant

1 **Attorney Attestation re Signature**
2

3 I hereby attest that I have on file all holograph signatures for any signatures
4 indicated by a "conformed" signature (/S/) within this efiled document.

5 /S/ Kevin Snider
6 Kevin T. Snider
7 Mathew B. McReynolds
8 Peter D. MacDonald
9 Attorneys for Plaintiff and
Real Party in Interest